

## **MINUTES**

**CITY OF WARR ACRES  
REGULAR CITY COUNCIL MEETING  
TUESDAY  
MAY 18, 2004  
7:00 P.M.**

1. The meeting was called to order at 7:00 p.m. Declaration of a quorum present was given. The Flag salute was lead by Chief Carter and Invocation was given by Commissioner Dan Gilbert.

### **ROLL CALL**

#### **PRESENT**

Mayor Marietta Tardibono  
Councilwoman Leslie Owens  
Councilman Jimmy Alexander  
Councilman Bob Wehba  
Councilman Barry Curl  
Councilwoman Nancy Olson

#### **ABSENT**

Vice-Mayor Tom Smith  
Councilman Justin Frisbie  
Councilman Mike Gossman

### **DEPARTMENT HEADS AND CONSULTANTS PRESENT**

Pamela McDowell-Ramirez, City Clerk  
Roger Patty, Police Chief  
Rob Carter, Acting Fire Chief  
Bob Jernigan, City Attorney  
Mike Turman, City Inspector  
Scott Barrett, City Engineer  
Wiley Rice, Jr., City Planner

2. Questions and Comments from Warr Acres Residents.

Tommy Pike told the council that at the last meeting they discussed bonuses. He referred them to the City Charter 6-1 stating that the city is set up on a merit system. He also stated that concerning item 5 on this agenda, again referencing the City Charter, the Mayor shall not recommend or suggest a CPA firm or Auditor.

The Mayor read a letter congratulating John Feith on his response to a call at MacArthur Park Apartments concerning a Diabetic that was out of control.

She told that City Hall would be closed on May 31<sup>st</sup> for Memorial Day and there would be no trash service. She stated that on Wednesday, June 2<sup>nd</sup> there would be

curb pick-up for the entire city. She said that on July 1<sup>st</sup> in the Council Chamber there would be a Candidate forum for State Representatives for this area. She also announced that on July 2<sup>nd</sup> at the Community Center there would be a celebration called American Classics Concert and all were invited to attend.

3. CONSENT DOCKET: (individual items may be deleted from the consent docket for discussion and action under #4.

A.	Approval of Expenditures – General Fund	\$ 45,436.44
	Street & Alley	\$ 13,149.10

**B. Claim for Sandy English to reimburse overpayment on Garbage and Sewer.**

Councilwoman Owens asked that item B be pulled from the consent docket.

Motion by Curl, second by Alexander to approve the remaining item on the consent docket. Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, yea.

**Motion Passed Unanimously.**

4. Discussion and possible action on items removed from the consent docket.

Councilwoman Owens asked if there were a lot of refunds requested and if there was a policy that the administration could just take care of instead of bringing it to council for approval. The Clerk stated that it was an expenditure of city funds and must have council approval. Attorney Jernigan stated that it was State law.

Motion by Owens, second by Wehba to approve the claim. Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, yea.

**Motion Passed Unanimously.**

5. Discussion and possible action on finding a CPA firm to Audit the city.

The Clerk stated that she had not had a chance to review all the proposals and asked for the item to be continued.

Motion by Wehba, second by Curl to continue to the June 1<sup>st</sup> meeting. Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, yea.

**Motion Passed Unanimously.**

6. Receive reports from Staff: Police, Fire, City Clerk, City Inspector, Street, Sanitation, Sewer, City Engineer, City Planner.

Chief Patty-explained a situation that occurred on May 12<sup>th</sup> concerning EMSA. They responded to an accident at 64<sup>th</sup> and MacArthur, they were then called to a cardiac at the Police station. Within a few minutes they left the scene of the accident and proceeded south on MacArthur he thought to the Police station. A few minutes later he sees them now headed north. He stated that they passed through the accident scene six times. He stated that the dispatcher had tried to find out where the ambulance was and was hung up on twice. It took EMSA 19 minutes to go from 64<sup>th</sup> and MacArthur to 49<sup>th</sup> and Reeves on a cardiac call. He stated that he and Chief Carter had been asked to check into the situation.

Chief Carter-stated that the patient was doing good. He said that he called the over site office that over sees EMSA as well as his own department. He stated that the transmission tapes were reviewed and upon leaving the accident scene the attendants drove the city looking for the correct location instead of getting on the radio for assistance. It appears to be a communications error and the attendants have been reprimanded. He told the council that he had the generator checked out and it will run anything the city needs it to. He stated that he recommended it be put on a trailer to be moved around the city. He stated that in the future he would recommend that connections be placed on the generator and the facilities that might need to be hooked up to the generator. He stated that these connections are very expensive.

Clerk Ramirez-asked the council if they would be available for a Budget meeting on May 26<sup>th</sup> at 7:00 pm with Mike Crawford and Tammy Hunt from Crawford and Associates. All were available so a workshop will be set for that day.

Inspector Turman-weed letters are in the mail, bids are needed to mow properties. Victory Christian center is nearly complete as is Woodcreek II addition.

Street Supervisor Dickson-43<sup>rd</sup> Street is coming along nicely. The Mayor and Councilman Wehba stated they were doing a good job.

Sewer Supervisor Seale-reported that at 4:00 p.m. on Monday he received a call that there was a sewer line leak at 40<sup>th</sup> and Ann Arbor. He suspected that a box blade had hit the line and broke it. The sod was just laid in this area. He called Bivens out this afternoon and was able to stop the leak. The Mayor asked who Brad thought caused the problem and he stated he felt like the contractor did but the city would need to get it fixed. He stated that Bivens would be back on Wednesday to see if the valve needed to be replaced.

The Mayor stated that Mr. McKey at 33<sup>rd</sup> and Hammond was very happy with the work in that area, he told her that in the last rain he did not have to move his car to keep it from flooding out.

Engineer Barrett-stated that he had received the survey from 45<sup>th</sup> but had not yet had time to look at it. He stated that Mike Turman, Councilman Wehba and himself had discussed problems on Ann Arbor and some have been taken care of and many have not, but will not be able to be corrected because of the way the contract was written. The Mayor asked if it would be open to traffic by graduation on May 27<sup>th</sup>. He stated that they were to lay the final layer of asphalt this week and then they would have to wait 7 days to stripe the street. He said he would see if they would open it without the striping being completed.

7. Discussion and possible action on approving payment for the parcels and continuing with the proper paperwork procedure on the MacArthur Project.

Councilman Alexander stated that he thought this item should be continued until all members were present to vote. Scott Barrett stated that all of the right-of-ways are secured and ODOT needs the paperwork and proof of payment for the parcels in their office this week. There was a misunderstanding that there would be a 60-90 day time period in which to get the payments made and filing taken care of. They have informed him it must be done before Friday.

Motion by Curl, second by Owens to approve the payments for the parcels. Poll vote: Alexander, nay; Owens, yea; Wehba, nay; Curl yea; Olson, nay; and Tardibono, yea.

#### **Motion Failed.**

Councilman Curl stated to the ones that voted no that this had to be done and timing is critical. He stated that they were stopping the city's progress. Councilman Alexander stated that the council had never approved doing the project.

The Mayor stated that two of the three missing council members would be back in town on Monday and there could be a meeting on Monday night. Scott Barrett stated that he would talk to ODOT but thought it would be too late.

The Mayor set a meeting for Monday, May 24<sup>th</sup> at 7:00 p.m.

8. Discussion and possible action on an amendment to Woodcreek II Addition, changing the name the street name from Woodcreek Drive to Roman Road, Approving final plat as amended and authorizing the filing with Oklahoma County officials.

It was explained that the change in the name of the street was only for the new cul de sac and the 8 new homes. It did not affect the current street. The Mayor stated that the Postal service had requested a change in the name since there is already confusion with the 6200 block and 6300 block of Woodcreek Drive and Woodcreek Court crossing right there. Councilman Wehba asked if there would

be any expense to the city and he was told there would not be. He stated that the city should get something in writing from the Post office stating their request for the name change. The residents in attendance were told that the signs at the corner of Woodcreek Drive and 63<sup>rd</sup> were changed this afternoon because the sign said Woodcreek Court instead of Drive.

Motion by Olson, second by Owens to approve the change and accept the plat.  
Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, yea.

**Motion Passed Unanimously.**

9. Questions and Comments from Council members.

Councilman Wehba asked if someone could check in to the location of the meetings of the Bethany/Warr Acres Trust. He stated that he understood that the trust indenture stated that all meetings were to be held at Warr Acres. The Clerk stated that a Resolution was approved a while back rotating the meetings year to year. She stated that she would get him the information.

10. Discussion and possible action on contract and negotiations with FOP Lodge #145 and International Association of Firefighters Local 2374 and the City of Warr Acres, including discussion and action on entering into Executive Session as allowed under 25 O.S. Supp. 307 (B) (2), Discussing negotiations concerning employees and representatives of employee groups.

Motion by Wehba, second by Olson to enter into executive session with Tony Puckett staying. Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, yea.

**Motion Passed Unanimously.**

The council entered into executive session at 8:15 p.m. After a 15 minute break.

The council returned to open session at 8:35 p.m. **WITH NO ACTION TAKEN.**

11. Any Old or New Business (“New Business” is defined by the Open Meeting Act as any matter not known about or which could not have been reasonably foreseen prior to the time of posting of the agenda of a (“surprise nature”)).

**None.**

12. Adjournment.

Motion by Wehba, second by Owens to adjourn. Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, nay.

**Motion Passed.**

The meeting was adjourned at 8:36 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez  
City Clerk

## **MINUTES**

### **SPECIAL**

MEETING OF THE TRUSTEES OF THE WARR ACRES  
ECONOMIC DEVELOPMENT AUTHORITY  
5930 NW 49<sup>TH</sup> STREET,  
WARR ACRES, OKLAHOMA  
TUESDAY  
MAY 18, 2004  
7:00 p.m.

1. The meeting was called to order at 8:36 p.m. Declaration of a quorum present was given.

### **ROLL CALL**

#### **PRESENT**

Chairwoman Marietta Tardibono  
Trustee Leslie Owens  
Trustee Jimmy Alexander  
Trustee Bob Wehba  
Trustee Barry Curl  
Trustee Nancy Olson

#### **ABSENT**

Vice-Chair Tom Smith  
Trustee Justin Frisbie  
Trustee Mike Gossman

2. Discussion and possible action on setting policies towards businesses and possibly entering into Executive Session as allowed under 25 O.S. Supp 307 (10), All nonprofit foundations, boards, bureaus, commissions, agencies, trusteeships, authorities, councils, committees, public trusts, task forces, or study group supported in whole or part by public funds, or entrusted with the expenditure of public funds for purposes of conferring on matters pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to locate within their jurisdiction if public disclosure of the matter discussed would interfere with the development of products or services or if public disclosure would violate the confidentiality of the business.

Motion by Wehba, second by Owens to enter into executive session. Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, yea.

#### **Motion Passed Unanimously.**

The Trust entered into executive session at 8:39 p.m.

3. The Trust returned to open session at 9:25 p.m. **WITH NO ACTION TAKEN.**  
Adjournment.

Motion by Wehba, second by Olson to adjourn. Poll vote: Alexander, yea; Owens, yea; Wehba, yea; Curl, yea; Olson, yea; and Tardibono, yea.

**Motion Passed Unanimously.**

The meeting was adjourned at 9:26 p.m.

Respectfully submitted,

Pamela McDowell-Ramirez  
City Clerk